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FILED IN THE
 U.S. DISTRICT COURT
 EASTERN DISTRICT OF WASHINGTON

DEC 20 2005

JAMES R. LARSEN, CLERK
 DEPUTY
 YAKIMA, WASHINGTON

UNITED STATES DISTRICT COURT
 EASTERN DISTRICT OF WASHINGTON
 (HONORABLE Michael W. Leavitt)

8 UNITED STATES OF AMERICA,

9 Plaintiff,

10 vs.

11 ADAM TROY BAKER,

12 Defendant.

CR-04-2097-RHW

Order Granting Defendant's
 Motion to Modify Conditions of
 Release

13 Before the Court is Defendant's Motion to Modify Conditions of
 14 Release (Ct. Rec. 109). On November 8, 2005, this Court issued an
 15 order authorizing Defendant's release pending adjudication of the
 16 supervised release violation allegations in this case. One of the
 17 conditions of release (condition number 12) prohibited contact between
 18 the Defendant and his wife. The basis for this prohibition was that
 19 one of the Defendant's alleged supervised release violations was that
 20 he committed the offense of assault/domestic violence against his
 21 wife.

22 Defendant has asked that the court modify its release order by
 23 striking the provision prohibiting contact between the Defendant and
 24 his wife. The basis for this request is that the court with
 25 jurisdiction over the Defendant's assault/domestic violence charge
 26 recently entered an order terminating the no-contact order between the

27 ORDER

1 Defendant and his wife. Neither the government nor the probation
2 office objects to Defendant's request. The court has considered the
3 matter and agrees that, under the circumstances, it is appropriate to
4 modify Defendant's conditions of release by striking the provision
5 prohibiting contact between the Defendant and his wife. Accordingly,

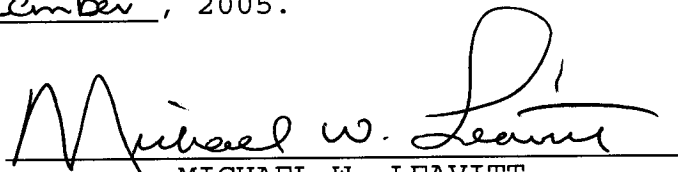
6 **IT IS HEREBY ORDERED:**

7 1. Defendant's Motion to Modify Conditions of Release (Ct. Rec.
8 109) is **GRANTED**.

9 2. Condition Number 12 of the Court's November 8, 2005 release
10 conditions is **stricken**. Defendant is no longer prohibited from having
11 contact with his wife as a condition of his release. All other
12 release conditions remain in effect.

13 **IT IS SO ORDERED.** The district court executive is directed to
14 enter this order and provide copies to counsel and to the United
15 States Probation Office.

16 DATED this 20 day of December, 2005.

17
18 
19 MICHAEL W. LEAVITT
UNITED STATES MAGISTRATE JUDGE